

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

nii communications, Ltd. d/b/a	:	
nii communications, L.P.	:	
	:	09-0591
Application (by Letter) to Cancel	:	
Certificates of Service Authority.	:	

ORDER

By the Commission:

On November 30, 2009, nii communications, Ltd. d/b/a nii communications, L.P. ("Petitioner") filed a petition (by letter) to cancel its Certificate of Local Exchange Service Authority and Certificate of Interexchange Service Authority in the State of Illinois. Petitioner is seeking to cancel its Certificates of Service Authority previously issued on July 9, 2003 in Docket 03-0025. Petitioner no longer provides telecommunication services in the State following the completion of the migration of its customers to Birch Communications on August 25, 2009; thus, cancellation of Petitioner's Certificates of Service Authority will have no impact on Illinois customers and is not otherwise contrary to the public interest.

The Administrative Law Judge waived the hearing in this matter.

The Commission having reviewed the entire record herein and being fully advised in the premises is of the opinion and finds that:

- (1) the Commission has jurisdiction over nii communications, Ltd. d/b/a nii communications, L.P. and the subject matter herein;
- (2) nii communications, Ltd. d/b/a nii communications, L.P. was issued a Certificate of Local Exchange Service Authority and a Certificate of Interexchange Service Authority on July 9, 2003 in Docket 03-0025;
- (3) on November 30, 2009, nii communications, Ltd. d/b/a nii communications, L.P. filed a petition (by letter) to cancel its Certificates of Service Authority to operate as a local exchange and interexchange service carrier issued in Docket 03-0025;
- (4) nii communications, Ltd. d/b/a nii communications, L.P. has no customers in Illinois following the completion of the migration of its customers to Birch Communications on August 25, 2009; therefore cancellation of Petitioner's Certificate of Local Exchange Service Authority and Certificate of

Interexchange Service Authority will have no impact on Illinois customers and is not otherwise contrary to the public interest; thus, the petition should be granted;

- (5) nii communications, Ltd. d/b/a nii communications, L.P. should file its 2009 Annual Report within 60 days of the date of this Order.

IT IS THEREFORE ORDERED by the Illinois Commerce Commission that pursuant to 220 ILCS 5/13-406 of the Public Utilities Act the petition of nii communications, Ltd. d/b/a nii communications, L.P. to cancel its Certificate of Local Exchange Service Authority and Certificate of Interexchange Service Authority is granted, and the Certificates of Service Authority previously issued in Docket 03-0025 are canceled.

IT IS FURTHER ORDERED that nii communications, Ltd. d/b/a nii communications, L.P. shall file its 2009 Annual Report within 60 days of the date of this Order in compliance with Finding (5) above.

IT IS FURTHER ORDERED that subject to the provisions of Section 10-113 of the Public Utilities Act and 83 Ill. Adm. Code 200.880, this Order is final; it is not subject to the Administrative Review Law.

By Order of the Commission this 6th day of January, 2010.

(SIGNED) CHARLES E. BOX

Chairman